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CITY OF WALNUT CREEK

8 (Exempt from filing fee pursuant to Gov. Code, §  
9 6103)

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 MICHAEL ADAMS, ERIC BALMY,  
JOHN BARRIENTOS, ANDREW  
13 BROWN, CAROL BURROUGHS,  
THEODORE CHANG, STEVE CHRIST,  
14 DOMENICK CLEMENTE, OWEN  
CUNNINGHAM, SEAN DEXTER,  
15 RANDAL DICKEY, LEWIS DOTY, JOE  
DUNLEAVY, STEVE GORSKI, TRACY  
16 GURECKI, SCOTT HANSEN, BETH  
HOPKINS, BRIAN ISAACSON, BRUCE  
17 JOWER, TAMARA KEAGY, STEWART  
LEHMAN, GREGORY LEONARD,  
18 ANTHONY MANGINI, GABRIEL  
MAURO, BRIAN McCOLGIN, JAMES  
19 McMURRAY, BARRY MLAKER,  
SCOTT MOORHOUSE, JOHN  
20 RABINOWITZ, MITCHELL J.  
REBELLO, STEVE ROHWER, TERRY  
21 SCUDERO, JEFF SLATER, BEN SMITH,  
MICHAEL SUGRUE, GREG  
22 THOMPSON, BRYAN VEVERA, PAUL  
WELGE acting for themselves and others  
23 similarly situated,

24 Plaintiffs,

25 v.

26 CITY OF WALNUT CREEK,

27 Defendant.  
28

Case No. 3:05-CV-03781-MEJ

**STIPULATION TO EXTEND DEADLINE FOR  
COURT SPONSORED MEDIATION;  
[REQUEST FOR ] ORDER REGARDING  
SAME**

LIEBERT CASSIDY WHITMORE  
A Professional Law Corporation  
153 Townsend Street, Suite 520  
San Francisco, CA 94107

3:05-CV-03781-MEJ

WHEREAS, the February 28, 2006 Case Management Order requires the parties to complete the ADR Program: court-sponsored mediation by May 31, 2006;

WHEREAS, the parties are endeavoring in good faith to settle this case in an effort to avoid further costs;

WHEREAS, the parties stipulate to continue the date to complete the ADR Program: court-sponsored mediation to July 31, 2006 for the purpose of allowing additional time to settle this case without the added cost of preparing for formal, court-sponsored mediation.

THEREFORE, the parties and their respective attorneys of record do stipulate, agree and request that the Court order that the date for completing the ADR Program: court-sponsored mediation in the February 28, 2006 Case Management Order be continued from May 31, 2006 to July 31, 2006.

Dated: May 15, 2006

Liebert Cassidy Whitmore

By:

Cynthia O'Neill  
Cassandra C. Seebaum  
Attorneys for Defendant  
CITY OF WALNUT CREEK

Dated: May 15, 2006

Mastagni, Holstedt, Amick, Miller, Johnsen &  
Uhrhammer

By:

David E. Mastagni  
Will M. Yamada  
Attorneys for Plaintiffs

**ORDER**

Based on the foregoing stipulation and request for order, and good cause appearing, the time for the parties to complete the ADR Program: court-sponsored mediation in the February 28, 2006 Case Management Order is continued from May 31, 2006 to July 31, 2006.

DATED: May 16, 2006



34969.1 WA431-003

LIEBERT CASSIDY WHITMORE  
A Professional Law Corporation  
153 Townsend Street, Suite 520  
San Francisco, CA 94107

**PROOF OF SERVICE**

I, the undersigned, declare:

I am employed in County of San Francisco, State of California. I am over the age of eighteen years and not a party to the within action. My business address is 153 Townsend Street, Suite 520, San Francisco, California 94107.

On the date set forth below, I served the within:

**STIPULATION TO EXTEND DEADLINE FOR COURT SPONSORED MEDIATION;  
[REQUEST FOR] ORDER REGARDING SAME**

on the following interested party(s) in this action:

David Mastagni  
Mastagni, Holstedt, et al.  
1912 I Street  
Sacramento, CA 95814

Fax: (916) 447-4614



**VIA MAIL – CCP §1013(a):**

By placing a true copy thereof in a sealed envelope(s), addressed as above, with postage thereon fully prepaid, and placing it for collection and mailing on date set forth below, following ordinary business practices. I am readily familiar with my firm's business practice of collection and processing of correspondence for mailing with the United States Postal Service; correspondence placed for collection and mailing is deposited with the United States Postal Service at San Francisco, California, that same day in the ordinary course of business.

I declare under penalty of perjury that the foregoing is true and correct and of my personal knowledge.

Executed at San Francisco, California on May 15, 2006.

A handwritten signature in cursive script, reading 'Sabrina Pourmand', written over a horizontal line.  
Sabrina Pourmand

34983.1 WA431-003